

JAN 03 2005

## Merchant &amp; Gould

An Intellectual Property Law Firm

3200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota  
55402-2215 USA  
TEL 612.332.5300  
FAX 612.332.9081  
www.merchant-  
gould.com

A Professional Corporation

Fax Transmission | January 3, 2005

TO: Commissioner for Patents  
Attn: Examiner Arthur L. Corbin  
P.O. Box 1450  
Alexandria, VA 22313-1450

FROM: Mark DiPietro

OUR REF: 8436.18USRE  
TELEPHONE: 612.371.5375Total pages, including cover letter: 5PTO FAX NUMBER 1-703-872-9306

If you do NOT receive all of the pages, please telephone us at 612.332.5300, or fax us at 612.332.9081.

Title of Document Transmitted: NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND REQUEST UNDER 37 CFR §§182 AND 183 - Supplementing the New Petition and the Alternative Requests Submitted 30 November 2004Applicant: LEE et al.  
Serial No.: 09/933,918  
Filed: 08/21/2001  
Group Art Unit: 1761  
Our Ref. No.: 8436.18USRE  
Confirmation No. 2055

Please charge Deposit Account No. 13-2725 in the amount of \$250.00 for Fee Code 1401/2401 (Notice of Appeal Fee). Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Mark DiPietro  
Name: Mark DiPietro  
Reg. No.: 28,707

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Darlene M. StackDarlene M. Stack  
SignatureJanuary 3, 2005  
Date

GEN033.DOT

**JAN 03 2005**S/N 09/933,918PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	LEE ET AL.	Examiner:	ARTHUR L. CORBIN
Serial No.:	09/933,918	Group Art Unit:	1761
Filed:	08/21/2001	Docket No.:	8436.18USRE
Confirmation No.:	2055	Original Patent No.:	5,637,345
Title:	METHOD OF MANUFACTURING POWDERED DEER BLOOD		

**NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1-8 of the above-identified application, as set forth in the Office Action mailed November 3, 2004.

Please charge our Deposit Account No. 13-2725 in the amount of \$250.00 to cover the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 1.17(b).

Please charge any additional fees or credit any overpayment to Merchant & Gould P.C.,

Deposit Account No. 13-2725.

Respectfully submitted,

3 Jan '05  
Date

Mark DiPietro  
Mark DiPietro  
Reg. No. 28,707  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
Telephone: (612) 371-5375  
E-mail: mdipietro@merchant-gould.com

**23552**

PATENT TRADEMARK OFFICE

K:\CLIENTS\08\0843\00018USREV-Notice of Appeal.doc